

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

POLICE – Sri Ch.Rajaiah, Sri T.Ram Sudhakar and Sri K.Anjaneyulu, Addl. Superintendents of Police (NC) – Request for promotion as Superintendents of Police (NC) – Representations – Disposed off – Orders – Issued.

HOME (SER-I) DEPARTMENT

G.O. Rt. No. 1261

Dated:2-8-2011

Read the following:-

- 1.From Sri K.Anjaneyulu, Addl. S.P. Intelligence, Warangal representation dated 2.6.2011 addressed to the D.G.P.,
- 2.Sri Ch.Rajaiah, Sri T.Ram Sudhakar and Sri K.Anjaneyulu, Addl. Superintendents of Police (NC) representations dated 14.6.2011
- 3.Sri T.Ramsudhakar, Addl. S.P., Medak District., representations dated 18.6.2011 and 23.6.2011
- 4.From the Hon'ble APAT, Hyderabad judgment dated 17.6.2011 in O.A.No.4911/2011
- 5.From the Director General of Police, A.P., Hyderabad Lr. Rc.No.711/G3/2011, dated 2.7.2011
- 6.From the Hon'ble APAT, Hyderabad judgment dated 14.7.2011 in O.A.No.5972/2011

o0o

ORDER:

Sri Ch.Rajaiah, Sri T.Ram Sudhakar and Sri K.Anjaneyulu, Addl. Superintendents of Police (NC) in their representations in the references 1st to 3rd read above, have requested for promotion as Superintendents of Police (NC) as they are retiring on 30.6.2011.

2. Sri K.Anjaneyulu, Addl. Superintendent of Police (NC) also filed O.A.No.4911/2011 in the Hon'ble APAT, Hyderabad for promotion as Superintendent of Police (NC). The Hon'ble Tribunal has **disposed of** the said O.A. at the admission stage and in its judgment in the reference 4th read above, has **directed** the respondents to consider the representations of the applicant dated 2.6.2011 and 14.6.2011 and appropriate orders be passed within a period of one week from the date of receipt of the order. The Hon'ble APAT, Hyderabad in its judgment in the reference 6th read above, filed by Sri T.Ram Sudhakar, Addl. S.P. (NC), directed the respondents to consider the representations of the applicant dated 2.6.2011, 14.6.2011 and 23.6.2011 and appropriate orders be passed within a period of one week from the date of receipt of the order.

3. In the reference 5th read above, the Director General of Police, A.P., Hyderabad, has stated that Sri Ch. Rajaiah, Sri T. Ram Sudhakar and Sri K. Anjaneyulu, Addl. Superintendents of Police (NC) have represented that the Govt issued **ad hoc** promotion in respect of Sri P.L. Ravindra Naik, Addl. Superintendent of Police (NC) as S.P. (NC) on the ground that he was retiring from service on 31-05-2011 vide G.O. Ms. No. 135, Home (Ser.I) Dept. dated 28-05-2011. Further, they have represented that Sri P.L. Ravindra Naik who got *ad hoc* promotion is their batch-mate. Their names did not consider as there were no vacancies of Addl. Superintendents of Police (NC). Further they have represented that the following 4 Superintendents of Police (NC) retired from service and as such 4 vacancies have to be available.

- i. Sri V. Ashok Reddy
- ii. Sri K. Buchirami Reddy
- iii. Sri M. Ashokvardhan Reddy
- iv. Sri N. Balaji Rao

4. Further, they have stated that some of the retired Superintendents of Police are continuing on re-employment viz., Sri T. Narasinga Rao, Sri K. Buchirami Reddy and Sri N. Balaji Rao blocking the posts of Superintendents of Police (NC) and stopping their adhoc promotions. Further, they have stated that promotions were given to Sri Ch. Malhal Rao and Sri J. Kanaka Rao during the panel year 2009-2010

by ignoring the seniority in view of their retirement i.e. 28-02-2010 and 31-03-2010 respectively. Hence, they have requested to promote them as Superintendents of Police (NC) in view of their retirement on 30-06-2011.

5. The Director General of Police, A.P., Hyderabad, has further informed that vide his letter dated 8.4.2011, a proposal was sent to the Government for preparation of panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police (NC) for the year 2010-2011 by indicating following **4** vacancies of Superintendents of Police (NC) and 3 names of eligible Addl. Superintendents of Police (NC) who came into zone of consideration, were forwarded to Government.

- i. S.P. (NC)/Dy. Dir, APPA – **2**,
- ii. S.P. (NC), CID – **1**
- iii. S.P. (NC), Int. – **1**

6. The Government approved the temporary panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police (NC) for the year 2010-2011 by including the following Addl. Superintendents of Police (NC) vide G.O. Ms. No. 115, Home (Ser.I) Dept., dated 16-05-2011.

Sl. No.	Name of the Addl. S.P. (NC)	Remarks
1	Sri M. Ramakrishana,	Promotion should be deferred until termination of the disciplinary proceedings.
2	Sri M. Ramesh Babu,	Promotion should be deferred until termination of the disciplinary proceedings.
3	Sri P. Marthandam	-----

Accordingly, Sri P. Marthandam, Addl. Superintendent of Police (NC) was promoted as S.P. (NC) vide G.O. Ms. No. 130, Home (Ser.I) Dept. dated 26-05-2011.

7. Further, the Director General of Police, A.P., Hyderabad vide his letter dated 7.5.2011 has addressed the Government to relax minimum required service of two years as Addl. S.P. (NC) as on first day of the January in which selection is made, which is a requisite qualification for promotion to the post of S.P. (NC) as laid down in G.O. Ms. No. 581, Genl. Admn (SC.C) Department, dated: 30-8-1993 and to accord permission for preparation of supplementary panel of Addl. Superintendent of Police (NC) fit to act as Superintendent of Police (NC) to fill up two vacancies of Superintendent of Police (NC) on adhoc basis with the Addl. Superintendents of Police (NC) who completed two years of service as on 28-02-2011 and who are going to retire shortly. Accordingly, the Government vide their Memo. No. 13390/Ser.I/A1/2011-1, dated 13-05-2011 requested the DGP to inform what are the other vacancies available in the cadre of S.P. (NC) in addition to the 4 vacancies indicated vide his Lr. No. 212/G3/2010, dated 08-04-2011 in connection with the preparation of panel of Addl. Superintendent of Police (NC) fit to act as Superintendent of Police (NC) for the year 2010-2011.

8. In response to the said Government Memo., the Director General of Police, A.P., Hyderabad, has informed that at present **no other vacancies** of Superintendents of Police (NC) were available except the 4 vacancies already mentioned in his office letter No. 212/G3/2010, dt. 08-04-2011. Further, it had informed that Sri P.L. Ravindra Naik, Addl. S.P. (NC) made a representation on 17-05-2011 with a request to recommend his case for promotion as S.P. (NC) as he was retiring on superannuation on 31-05-2011 and it was also informed that disposal of O.Es pending against the two officers viz., Sri M. Rama Krishna and Sri M. Ramesh Babu whose cases were deferred, would take time beyond 31-05-2011 vide this office Lr. C. No. 443/G3/2011, dt. 17-05-2011.

9. In response, keeping in view of the retirement of Sri P.L. Ravindra Naik, Addl. S.P. (NC) on 31-05-2011, the Govt. vide G.O. Ms. No. 122, Home (Ser.I) Dept., dated 1-05-2011, accorded permission for preparation of temporary supplementary panel of Addl. Superintendents of Police (NC), otherwise fit for promotion as Superintendent of Police (NC) excepting for not having completed two years of service, for making promotion on adhoc basis for the panel year 2010-2011, under rule 10 (a) read with instructions issued in Govt. Memo. No. 53975/Ser.D/2000-3

G.A. (Ser.D) Dept. dt. 09-01-2001, subject to condition that the commencement of probation in the promoted post will be only after completion of minimum service in the feeder category.

10. The Director General of Police, A.P., Hyderabad, has further informed that there was one vacancy of S.P. (NC) (other than the 3 vacancies meant for 3 Addl. Superintendents of Police (NC) who were included in the panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police (NC) for the 2010-2011) for preparation of supplementary panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police (NC) for the year 2010-2011. Hence, necessary proposals for preparation of supplementary panel for Addl. Superintendents of Police (NC) fit for promotion as Superintendents of Police (NC) for the panel year i.e., for 2010-2011 was sent to the Government. The Govt. included the name of Sri P.L. Ravindra Naik, in the supplementary panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police (NC) for the year 2010-2011 and he got promotion as S.P. (NC) on 28-05-2011 vide DGP's Proceedings No. 443/G3/2011 dated 28-05-2011.

11. The names of Sri Ch. Malhal Rao and Sri J. Kanaka Rao were included in the panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police (NC) vide G.O. Ms. No. 49, Home (Ser.I) Dept. dt. 26-02-2010. Sri Ch. Malhal Rao was promoted as S.P. (NC) in a regular vacancy of Superintendent of Police (NC) keeping in view of his retirement on 28-02-2010 vide DGP's Procs No. 144/G3/2009, dated 26-02-2010 and the Addl. Superintendents of Police (NC) who were above Sri Ch. Malhal Rao had regular vacancies of Superintendents of Police (NC) as on 26-02-2010 the date on which Sri Ch. Malhal Rao got promotion as S.P. (NC). Further, Sri J. Kanaka Rao, Addl. S.P. also got promotion as S.P. (NC) on 29-03-2010 in a leave vacancy keeping in view of his retirement on 31-03-2010 vide G.O. Ms. No. 68, Home (Ser.I) Dept. dated 29-03-2010 and the Addl. Superintendents of Police (NC) who were above Sri J. Kanaka Rao had regular vacancies of Superintendents of Police (NC) as on 29-03-2010 the date on which Sri J. Kanaka Rao got promotion as S.P. (NC).

12. Hence, the **contention** of the Sri Ch.Rajaiah, Sri T.Ram Sudhakar and Sri K.Anjaneyulu, Addl. Superintendents of Police is **incorrect** that promotions are effecting to juniors on the ground of their retirement by ignoring the seniority. Further, at present, the following 4 vacancies Superintendents of Police (NC) are available.

- | | |
|---|------------------|
| i. Dy. Director, APPA /S.P. (NC) | 02 |
| ii. Superintendent of Police (NC)/ Admn, E.G. Dist. | - 01 |
| iii. Superintendent of Police (NC), Int. | - <u>01</u> |
| | <u>04</u> |

Out of these **4** vacancies, all the **4** vacancies have to be kept in reserve for the following officers.

- i. Sri K. Ramesh Naidu S.P. (NC) who is in waiting.
- ii. Sri M. Ramakrishna whose name was included in the panel of Addl. Ss.P. (NC) fit to act as Ss.P. (NC) for the year 2010-2011 and deferred until termination of disciplinary proceedings.
- iii. Sri M. Ramesh Babu whose name was included in the panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police (NC) for the year 2010- 2011 and deferred until termination of disciplinary proceedings.
- iv. M. Srinivasulu, was included in the panel of Deputy Superintendents of Police (Civil) fit to act as Addl. Superintendent of Police (NC) for the year 2006-2007 notionally and his case has to be reviewed for the panel of Addl. Superintendents of Police (NC) fit to act as Superintendent of Police for the year 2009-2010 as his immediate junior Sri M. Ravindranath Babu was promoted as S.P. (NC) during the Panel year 2009-2010.

13. The Director General of Police, A.P., Hyderabad, has finally stated that **at present no vacancies** are available other than the vacancies of Superintendent of Police (NC) mentioned above. Hence, he has requested the Government to take necessary action on the representations of the said (3) Addl. Superintendents of Police (NC).

14. After careful examination of the **requests** of Sri Ch.Rajaiah, Sri T.Ram Sudhakar and Sri K.Anjaneyulu, Addl. Superintendents of Police, for their promotion to the category of Superintendent of Police (NC), Government hereby **consider** and **reject** the same in view of non-availability of vacancies in the cadre of Superintendent of Police (NC), as reported by the Director General of Police, A.P., Hyderabad.

15. The Director General of Police, A.P., Hyderabad, is requested to inform the individuals accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.GAUTAM KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The individuals **thro'**
the Director General of Police, A.P., Hyderabad
The Director General of Police, A.P., Hyderabad
Copy to:-
PS to Minister (Home)
SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER